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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Attorney Docket Number

VIXS 033

First Named Inventor

James Girardeau

COMPLETE IF KNOWN

Application Number

Filing Date

Group Art Unit

Examiner Name

Declaration
Submitted
with Initial
Filing

OR

Declaration
Submitted after initial
Filing (surcharge
(37 CFR 1.16(e))
required)**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND APPARATUS FOR ESTABLISHING NON-STANDARD DATA RATES IN A
WIRELESS COMMUNICATION SYSTEM***(Title of the Invention)*

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checkign the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Applications Numbers(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119 (e) of any united states provisional application(s) listed below.

Application Numbers(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

DECLARATION - Utility or Design Patent Application

Direct all correspondence to: ☐ Customer Number or Bar Code Label OR ☒ Correspondence address below

Name Timothy W. Markison

Address P.O. Box 160727

Address

City Austin

State TX

ZIP 78716-0727

Country USA

Telephone (512) 342-0612

FAX (512) 342-1674

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.c. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) James Ward

Family Name or Surname Girardeau, Jr.

Inventor's Signature James W. Girardeau, Jr.

Date

Residence: City Austin

State TX

Country USA

Citizenship US

Mailing Address 2000 Mountainview Rd

Mailing Address

City Austin

State TX

ZIP 78703

Country USA

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Bradley

Family Name or Surname Wallace

Inventor's Signature Brad Wallace

Date 12/14/01

Residence: City Austin

State TX

Country USA

Citizenship US

Mailing Address 5204 Concho Creek Bend

Mailing Address

City Austin

State TX

ZIP 78735

Country USA

☐ Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheets(s) PTO/SB/02A attached hereto.

NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Christopher Alan		Family Name or Surname Aardema	
Inventor's Signature Christopher Aardema		Date 12/14/01	
Residence: City Austin	State Texas	Country	Citizenship US
Mailing Address 5708 Janabyrd Lane			
Mailing Address			
City Austin	State Texas	ZIP 78749	Country USA

NAME OF FOURTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country US	Citizenship
Mailing Address			
Mailing Address			
City	State Tx	ZIP	Country

NAME OF FIFTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

Please type a plus sign (+) inside this box — +



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**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT**

Application Number	
Filing Date	
First Named Inventor	James Girardeau
Group Art Unit	
Examiner Name	
Attorney Docket Number	VIXS 033

I hereby appoint:

☐ Practitioners at Customer Number

OR

☒ Practitioner(s) named below:Place Customer
Number Bar Code
Label Here

Name	Registration Number
Timothy W. Markison	33,534
Bruce E. Garlick	36,520
James A. Harrison	40,401

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☒ Firm or
Individual Name

Timothy W. Markison

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Austin

State

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Zip

78716-0727

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(512) 342-0612

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I am the:

☒ Applicant/Inventor.☐ Assignee of record of the entire interest. See 37 CFR 3.71☐ Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name

James Girardeau

Christopher Aardema

Signature

James Girardeau

Christopher Aardema

Date

12/14/01

12/14/01

NOTE:

Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.



*Total of _____ forms are submitted.

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Washington, DC 20231

Please type a plus sign (+) inside this box

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PTO/SB/81 (10_00)

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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number

Filing Date

First Named Inventor

James Girardeau

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Attorney Docket Number

VIXS 033

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Applicant/Inventor.

☐

Assignee of record of the entire interest. See 37 CFR 3.71

Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

Bradley Wallace

Signature

Brad Wallace

Date

12/14/01

NOTE:

Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

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